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<sup>20</sup>  
~~19~~ October 1993

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TO: **EXAMINER FITZGERALD  
GROUP ART UNIT 1812**

OCT 20 1993

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FROM: WALT DREGER

FILE NO: USSN 08/080,354 - O/R: A-58117/WH D

FAX NO: 1-703-305-3014

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**PATENT**  
Attorney Docket No.: A-58117/WHD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	)	Examiner: FITZGERALD, D.
	)	
BREECE, et al.	)	Group Art Unit: 1812
	)	
Serial No. 08/080,354	)	
	)	
Filed: 21 June 1993	)	
	)	
For: PROCESS FOR	)	
<u>PRODUCING RELAXIN</u>	)	

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper for Serial No. 08/080,354 is being facsimile transmitted to the Patent and Trademark Office Fax Number 703-305-3014 on 20 October 1993.

Vicki L. Henry

Type or print name of person signing certification

Signature: Vicki L. Henry 20 Oct. 93

COMMUNICATION

Commissioner of Patents  
and Trademarks  
Washington, DC 20231

Sir:

This is both in response to the communication from the Patent Office mailed 15 October 1993 (Paper No. 3) and a telephone conversation the undersigned's secretary, Vicki Henry, had with Examiner David L. Fitzgerald today.

Dated: 19 October 1993

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It would appear that Paper No. 3 was erroneous. We note as well that Paper No. 3 failed to contain an "annexed Notice to Comply" - see paragraph 2 of Paper No. 3.

This application contains sequence disclosures that are considered to be encompassed by 37 CFR 1.821. In compliance with those provisions, Applicants submitted a "sequence listing" on 14 July 1993. We duly received a receipt postcard evidencing the filing and receipt of that document in the U.S. Patent and Trademark Office.

We received a notice to comply with sequence listing requirements via a communication dated 8 September 1993 and we filed a communication in response thereto on 17 September 1993 sending in the appropriate evidence that we had already complied with same.

Paper No. 3 comes as a complete mystery; obviously the rules have already been met.

In the telephone conversation with the Examiner today, he indicated that he had "a piece of paper and a floppy disk envelope with the correct serial number" but that he could not locate the file. He indicated that the disk would be checked and that we would be

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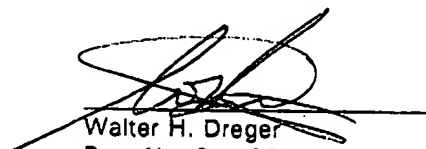
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informed in the first official action whether the sequence listing met the formalities of the requirements.

However, regardless of when that first Official Action may be issued, this is to inform the U.S. Patent and Trademark Office that we consider the requirements set forth in Paper No. 3 to have been met already previously in July of 1993. In all events, the present communication is considered fully responsive to Paper No. 3.

Respectfully submitted,

FLEHR, HOHBACH, TEST,  
ALBRITTON & HERBERT



Walter H. Dreger  
Reg. No. 24,190